

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

BRANDON RUIZ,	:	
Petitioner	:	
	:	No. 1:17-cv-01979
v.	:	
	:	(Judge Kane)
MICHAEL OVERMYER, <u>et al.</u>,	:	
Respondents	:	

ORDER

AND NOW, on this 21st day of May 2018, in accordance with the accompanying

Memorandum, **IT IS ORDERED THAT:**

1. Brandon Ruiz’s petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 (Doc. No. 1), is **DISMISSED with prejudice** as time-barred;
2. A certificate of appealability shall not issue in this case, as Ruiz has failed to demonstrate a “substantial showing of the denial of a constitutional right.” 28 U.S.C. § 2253(c)(2); see also Miller-El v. Cockrell, 537 U.S. 322, 335-36 (2003); and
3. The Clerk of Court is directed to **CLOSE** this case.

s/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania